

SENATE BILL 782

Unofficial Copy
R7

2004 Regular Session
4r1997
CF 4r1518

By: **Senator Giannetti**

Introduced and read first time: February 13, 2004

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Failure to Yield the Right-of-Way - Penalties**

3 FOR the purpose of establishing that, if a person is convicted of failing to yield the
4 right-of-way in violation of certain provisions of law and the violation
5 contributes to an accident that results in bodily injury to another, the person is
6 subject to a certain fine and the Motor Vehicle Administration is required to
7 suspend the person's license for a certain period of time; establishing the fine
8 and period of license suspension to which a person is subject if the person is
9 convicted of failing to yield the right-of-way in violation of certain provisions of
10 law and the violation contributes to an accident that results in the death of
11 another; providing that the penalties established under this Act are in addition
12 to other penalties provided by law; providing that a certain licensee may request
13 a certain hearing; and generally relating to penalties for failure to yield the
14 right-of-way.

15 BY adding to
16 Article - Transportation
17 Section 27-114
18 Annotated Code of Maryland
19 (2002 Replacement Volume and 2003 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article - Transportation**

23 27-114.

24 (A) THE PENALTIES ESTABLISHED UNDER THIS SECTION ARE IN ADDITION TO
25 ANY OTHER PENALTY PROVIDED BY LAW.

26 (B) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4
27 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT THAT
28 RESULTS IN BODILY INJURY TO ANOTHER:

1 (1) THE PERSON IS SUBJECT TO A FINE OF \$500; AND

2 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR
3 90 DAYS.

4 (C) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4
5 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT RESULTING
6 IN THE DEATH OF ANOTHER:

7 (1) THE PERSON IS SUBJECT TO A FINE OF \$1,000; AND

8 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR
9 180 DAYS.

10 (D) SUBJECT TO THE PROVISIONS OF TITLE 12, SUBTITLE 2 OF THIS ARTICLE,
11 A LICENSEE MAY REQUEST A HEARING ON A SUSPENSION UNDER THIS SECTION.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2004.